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Patents, Trademarks & Copyrights

FACSIMILE TRANSMITTAL SHEET

EXAMINER:	FROM: Loren Donald Pearson
ART UNIT: 3763	DATE: 1/17/2006
FAX NUMBER: (571)273-8300	TOTAL NO. OF PAGES INCLUDING COVER: 3 4 LP
PHONE NUMBER:	ATTORNEY DOCKET NUMBER: LDP-8080CIP
SERIAL NO.: 10/801,168	FILING DATE: 03/12/2004

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NOTES/COMMENTS:

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By: Loren D. Pearson  
Loren Donald Pearson

Date: January 20, 2006

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By: Loren D. Pearson  
Loren Donald Pearson

Date: January 20, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/801,168  
Applicant : Spiegel, Michael  
Filed : March 12, 2004  
Art Unit : 3763  
Title : Apparatus for Creating Therapeutic Charge  
Transfer in Tissue  
Docket No. : LDP-8080CIP  
Customer No. : 54962

PETITION TO MAKE SPECIAL UNDER 37 CFR 1.102(b)

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Honorable Commissioner:

According to 37 CFR 1.102(b) and MPEP § 708.02 XII, Applicant requests that the above-captioned application be granted SPECIAL STATUS because the application relates to biotechnology and the Applicant is a small entity.

Applicant has established its small entity status previously and again confirms it.

01/23/2006 TL0111 00000009 10001168

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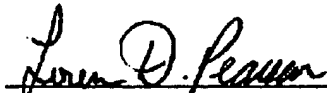
Appl. No. 10/801,168  
Petition Dated January 20, 2006

The invention of the instant application is a major asset of the Applicant. Applicant is a startup company whose main purpose is to develop the technology included in the patent application. The remaining assets owned by the Applicant are ancillary to the invention and include the hardware and devices that are embodiments of the invention of the instant application.

The development of the technology will be significantly impaired if examination of the patent application is delayed. Applicants have had successful clinical trials using the invention. Specific investors are interested in contributing significant amounts of capital that could be used for additional devices and improvements as well as additional clinical trials. However, until the patent application has been prosecuted, the true value of the invention remains speculative. Accordingly, investors are afraid of investing and the true value of the invention is not able to be determined. This investment is needed to provide the capital for additional hardware and trials. Therefore, the development of the technology will be significantly impaired if additional capital is not added, which in turn is dependent on the expedient examination of the instant application.

Applicant has attached a payment of \$130 to provide for this petition.

Respectfully submitted,



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